

Serial No. 10/092,300**Docket No.: 1567.1027****IN THE SPECIFICATION:**

Please **REPLACE** paragraph 0004 with the following paragraph:

[004] For the positive active material in the rechargeable lithium battery, expensive LiCoO_2 is used in more than 95% of the currently available batteries in the world market. In order to decrease costs of production, a great deal of effort is being exerted to find an alternative ~~thereof~~ ~~thereof~~ to this positive active material. Although a rechargeable lithium battery using LiCoO_2 powder as a positive active material has relatively good cycle-life characteristics and good flat discharging profiles, there are still demands for improvements in electrochemical properties, such as prolonged cycle-life and high power density characteristics.

Please **REPLACE** paragraph 0028 with the following paragraph:

[0028] A lithium battery according to an embodiment of the present invention is shown in FIG. 3 14 and includes a case 1 containing a positive electrode 3, a lithium counter electrode 4, and a separator 2 interposed between the positive electrode 3 and the lithium counter electrode 4. However, it is understood that other lithium batteries can be constructed using the positive active material according to the present invention.